

**IN THE UNITED DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

UNITED STATES OF AMERICA,

PLAINTIFF},

v.

CASE NO. 2:05CR204-LSC

BILLY R. MERCER, JR.,

DEFENDANT.

NOTICE OF APPEAL

Now comes defendant Billy R. Mercer, Jr., by counsel, and gives this his notice of appeal to the U. S. Court of Appeals for the Eleventh Circuit from his conviction and sentence and all adverse rulings thereto in the above styled matter, the judgment of which was entered on May 26, 2006. Defendant has previously filed permission to appeal in forma pauperis.

Done this 2nd day of June, 2006.

s/Jeffery C. Duffey
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing pleading has been served upon Terry Moorer, AUSA, attorney for the Government, electronically by the clerk of court on June 2, 2006.

s/Jeffery C. Duffey
Jeffery C. Duffey